

OCT 14 2008

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Form PTO-1449 Substitute		U.S. Department of Commerce	Patent and Trademark Office	Application Number	10/037,415
				Filing Date	January 4, 2002
				First Named Inventor	David Baltimore
				Art Unit	1636
				Examiner Name	D. Guzo
				Attorney Docket No.	75723- ZB/JPW/GJG/CS

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	1	Brief of Defendant-Appellant Eli Lilly and Company, filed June 18, 2008, in the concurrent litigation captioned <i>Ariad Pharmaceuticals, Inc., et al., v. Eli Lilly and Co.</i> , U.S. Court of Appeals for the Federal Circuit, Appeal No. 2008-1248;	
	2	Brief for Plaintiffs-Appellees, filed September 26, 2008, in the concurrent litigation captioned <i>Ariad Pharmaceuticals, Inc., et al., v. Eli Lilly and Co.</i> , U.S. Court of Appeals for the Federal Circuit, Appeal No. 2008-1248	
	3	May 22, 2008 Defendant's Memorandum in Opposition to Amgen's Motion to Preclude the Opinions of Dr. Kathryn Calame Relating to Experiments Conducted by Dr. Joel Pomerantz, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	4	May 22, 2008 Defendant's Memorandum in Opposition to Amgen's Partial Motion to Preclude Ariad's Proffered Experts on Willfulness and Lack of Inequitable Conduct, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	5	May 22, 2008 Defendant's Memorandum in Opposition to Amgen's Motion for Summary Judgment of Noninfringement, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	6	May 22, 2008 Defendant's Memorandum in Opposition to Amgen's Motion to Preclude Certain Opinions of Dr. Jeffrey v. Ravetch, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	

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Applicants: David Baltimore, et al.

Serial No.: 10/037,415

Filed: January 4, 2002

Exhibit A

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	7	May 22, 2008 Defendant's Memorandum of Law in Opposition to Amgen's Motion for Summary Judgment on Willfulness, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	8	May 22, 2008 Defendant's Brief in Opposition to Amgen's Motion for Summary Judgment for Lack of Adequate Written Description, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	9	May 22, 2008 Defendant's Memorandum in Opposition to Amgen's Motion to Preclude the Testimony of Dr. Ryan Sullivan, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	10	May 22, 2008 Defendant's Rebuttal Brief on Claim Construction, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	11	May 22, 2008 Amgen Entities' Answering Brief in Opposition to Ariad and the Institution's Motion for Partial Dismissal for Lack of Subject Matter Jurisdiction, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	12	May 22, 2008 Amgen Entities' Answering Brief in Opposition to Ariad and the Institutions' Motion for Partial Summary Judgment on Inequitable Conduct, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	

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	13	May 22, 2008 Amgen Entities' Answering Brief in Opposition to Ariad and the Institutions' Daubert Motion to Preclude Expert Testimony of the Honorable Gerald J. Mossinghoff and Dr. Aaron Ciechanover, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	14	May 22, 2008 Amgen's Answering Brief on Claim Construction, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	15	June 6, 2008 Reply Memorandum in Support of Defendants' Motion for Partial Dismissal for Lack of Subject Matter Jurisdiction, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	16	June 6, 2008 Reply Memorandum in Support of Defendants' Motion for Partial Summary Judgment on Inequitable Conduct, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	17	June 6, 2008 Reply Memorandum in Support of Defendants' Motion to Preclude Expert Testimony of Mr. Gerald J. Mossinghoff and Dr. Aaron Ciechanover, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT	

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	18	June 6, 2008 Amgen Entities' Reply Brief in Support of Their Motion for Summary Judgment of Invalidity of U.S. Patent No. 6,410,516 for Lack of Adequate Written Description Under 35 U.S.C. § 112, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	19	June 6, 2008 Amgen Entities' Reply Brief in Support of Their Motion for Summary Judgment of Noninfringement of U.S. Patent No. 6,410,516, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	20	June 6, 2008 Amgen Entities' Reply Brief in Support of Their Motion for Summary Judgment of Non-willfulness, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	21	June 6, 2008 Amgen Entities' Reply in Support of Their Daubert Motion to Preclude Certain Unsupported and Unreliable Opinion of Dr. Ryan Sullivan Relating to Damages, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	22	June 6, 2008 Amgen Entities' Reply Brief in Support of its Daubert Motion to Preclude Certain Proffered Opinions of Dr. Jeffrey v. Ravetch Relating to Written Description and Inherent Anticipation, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT	

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INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)		First Named Inventor	David Baltimore
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	23	June 6, 2008 Amgen Entities' Reply Brief in Support of Their Daubert Motion to Preclude Certain Inadmissible Opinions of Dr. Kathryn Calame Relating to Experiments Performed by Dr. Joel Pomerantz, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	24	June 6, 2008 Amgen Entities' Reply Brief in Support of Their Motion to Preclude Ariad's Proffered Experts on Willfulness and Inequitable Conduct from Opining on Intent, State of Mind, and Other Matters, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	25	September 19, 2008 Memorandum and Order on Claim Construction, in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	26	September 19, 2008 Memorandum and Order on Defendant's Motion for Partial Dismissal for Lack of Subject Matter Jurisdiction and Motion for Summary Judgment on Inequitable Conduct, in the concurrent litigation captioned <i>Amgen, Inc. et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	27	September 19, 2008 Memorandum and Order on Plaintiff's Motion for Summary Judgment for Noninfringement of U.S. Patent No. 6,410,516, in the concurrent litigation captioned <i>Amgen, Inc. et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT	

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	28	September 23, 2008 Defendant's Motion to Dismiss or for Judgment Pursuant to Fed. R. Civ. P. 54(b), in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	29	September 25, 2008 Plaintiff's Memorandum in Opposition to Defendant's Motion to Dismiss or for Judgment Pursuant to Fed. R. Civ. P. 54(b), in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	30	September 26, 2008 Defendant's Reply Memorandum in Support of Their Motion to Dismiss or for Judgment Pursuant to Fed. R. Civ. P. 54(b), in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	31	September 26, 2008 Amendment to the September 19, 2008 Memorandum and Order on Plaintiff's motion, in the concurrent litigation captioned <i>Amgen, Inc. et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	32	October 3, 2008 Memorandum Order Granting in Part and Denying in Part of Defendant's Motion to Dismiss or for Judgment Pursuant to Fed. R. Civ. P. 54(b), in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT;	
	33	October 3, 2008 Judgment in Favor of Amgen Inc, et al., in the concurrent litigation captioned <i>Amgen, Inc., et al. v. Ariad Pharmaceuticals, Inc., et al.</i> , U.S. District Court for the District of Delaware, CA No. 06-259-MPT; and	

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